

The Gazette

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NEW DELHI, SATURDAY, JANUARY 29, 1949

NOTICE

The undermentioned Gazettes of India Extraordinary were published during the week ending the 26th January 1949:—

S. No.	No. and Date	Issued by	Subject
1	No. 1-ITC/49, dated the 21st January 1949.	Ministry of Commerce	Amendments in the Open General Licence No. XIV.
2	No. S. O. 23, dated the 21st January 1949.	Ministry of Law	The Government of India (Distribution of Revenues) Order, 1949.
3	Ordinance No. II of 1949, dated the 25th January 1949.	Ditto	The East Punjab Evacuees' (Administration of Property) Delhi and Ajmer-Merwara Amendment Ordinance, 1949.
4	Ordinance No. III of 1949, dated the 26th January 1949.	Ditto	The Durgah Khawaja Sahib Committee of Inquiry Ordinance, 1949.
5	Ordinance No. IV of 1949, dated the 26th January 1949.	Ditto	Governor-General's Salary (Exemption from Taxation) Ordinance, 1949.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indent should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

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PART I—Section 1

Government of India Notifications relating to Rules, Regulations and Orders, and Resolutions (other than the Ministry of Defence)

MINISTRY OF LAW

New Delhi, the 22nd January 1949

No. F.33-I/49-L.—In exercise of the powers conferred by rule 1, read with clause (a) of rule 8B of Order XXVII of the First Schedule to the Code of Civil Procedure, 1908 (Act V of 1908), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the Ministry of Law No. F.80-I/48-L, dated the 4th September 1948, relating to the signing and verification of plaints or written statements in any suit by or against the Central Government, namely:—

In Part V of the Schedule annexed to the said notification under the heading *Royal Indian Navy* after the entry "Commodore-in-Charge, Bombay", the following entry shall be inserted, namely:—

"Commodore-in-Charge, Cochin."

KANIAIYA SINGH, Addl. Dy. Secy.

MINISTRY OF HOME AFFAIRS

New Delhi, the 20th January 1949

No. 24/1/48-R.—In exercise of the powers conferred by sub-section (2) of section 241 of the Government of India Act, 1935 (as adapted), the Governor General is pleased to make the following amendments to the Indian Administrative Service (Probationary Service and Seniority of Recruits) Rules, 1947:

Substitute the following rule for the existing Rule 10(i) of the said Rules:

"10(i) A probationer who has rendered "War Service" will be deemed for purposes of seniority to have been appointed in the year in which he attained or attains the age of 23 or in the year succeeding the year in which he entered "War Service", whichever is later."

R. C. DUTT, Dy. Secy.

New Delhi, the 20th January 1949

No. 21/90/48-Police.—In exercise of the powers conferred by section 17 of the Indian Arms Act, 1878 (XI of 1878), the Central Government is pleased to direct that the following further amendment shall be made in the Indian Arms Rules, 1924, namely:—

For the proviso to sub-rule (1) of rule 40 of the said Rules, the following proviso shall be substituted, namely:—

"Provided that application on behalf of a person serving in the Indian Army, Navy or Air Forces shall be made through his Commanding Officer, to the licensing authority empowered in respect of the place to which he is for the time being posted."

New Delhi, the 25th January 1949

No. 9/8/49-Police.—In exercise of the powers conferred by section 27 of the Indian Arms Act, 1878 (XI of 1878), the Central Government is pleased to exempt His Royal Highness Ahmed Shah, Court Minister, Kabul from the operation of the prohibitions contained in sections 6, 13 and 14 of the said Act in respect of the following arms, namely:—

1. One Westley Richard D.B. Rifle .308 bore No. 15570,
2. One Winchester Rifle model No. 707830,
3. One Winchester Rifle B model No. 63435,
4. One Winchester 351 CA Rifle No. 41189.

5. One Luger Pistol No. 56406,
6. One 12 Bore Shot Gun Rigby No. 17340,
7. One 12 Bore Shot Gun Scott & Sons No. 100703,
8. One 812 Bore Revolver W & S Mark IV No. 42216,
9. One 312 Bore Revolver W & S Mark III No. 50266,
10. One 912 Bore Pistol W & S No. 154598.

U. K. GHOSHAL, Dy. Secy.

MINISTRY OF EXTERNAL AFFAIRS AND COMMONWEALTH RELATIONS

New Delhi, the 19th January 1949

No. 18-Pt./49.—On the 17th January 1949, His Excellency the Governor General received M^gieur Ismail Kamel Bey, who presented his letters of C^ommission as Ambassador Extraordinary and Plenipotentiary of Egypt to India.

C. S. JHA, Joint Secy.

MINISTRY OF FINANCE

New Delhi, the 20th January 1949

EXEMPTION ORDER

No. F. 14(1)-CCI/49.—In exercise of the powers conferred by sub-section (1) of section 6 of the Capital Issues (Continuance of Control) Act, 1947 (XXIX of 1947), and in supersession of the Exemption Order No. F.14(1)-ECI/45, dated the 5th December 1945 and Notifications Nos. F.14(1)-ECI/45, dated the 30th August 1946 and F.14(5)-CCI/48/2225, dated the 29th October 1948, the Central Government is pleased to make the following Order, namely:—

1. This Order may be called the Capital Issues (Exemption) Order, 1949.
2. In this Order, unless there is anything repugnant to the subject or context,—
 - (a) "Act" means the Capital Issues (Continuance of Control) Act, 1947;
 - (b) the expressions "banking company", "insurance company" and "provident society" shall have the meanings respectively assigned to them by section 277F of the Indian Companies Act, 1919; clause (8) of section 2 of the Insurance Act, 1938, and sub-section (1) of section 65 of the Insurance Act, 1938; and
 - (c) the expression "consideration involved" means, in the case of securities without a nominal value, the amount to be raised, by the issue of the securities, and, in the case of securities with a nominal value, the sum of the total nominal value and of any premium, entrance fee or other payment which the person subscribing to the securities may be called upon to pay.
3. The following shall be exempt from all the provisions of sections 3, 4 and 5 of the Act:—
 - (a) The issue of securities other than bonus shares by any company not being a banking company or an insurance company or a provident society incorporated as a company and all transactions relating to such securities issued by any such company provided that the value of the consideration involved in such issue together with the value of the consideration involved in any previous issue of securities, not being an issue covered by clause 4, made by such company within the 12 months next preceding such issue shall not exceed five lakhs of rupees.

(b) The issue by a banking company of any shares in consequence of alteration, reduction or reorganisation of the share capital lawfully made or proposed to be made in compliance with sub-section (2) of section 277-1 of the Indian Companies Act, 1913, where the total amount of the existing subscribed capital is not thereby increased.

(c) Loans granted by the Industrial Finance Corporation constituted under the Industrial Finance Corporation Act, 1948, and debentures taken up by such Corporation

4. The following shall be exempt from the provisions of sub-section (1) of section 3, clause (a) of sub-section (2) of section 3 and sub-section (1) of section 5:—

(a) The issue and acceptance of securities other than debentures being an issue made by a person in the ordinary course of his business and solely for the purposes of that business to another person carrying on the business of banking or to such other person's nominee in respect of advances or overdrafts from time to time granted or to be granted by such other person; and

(b) charges made under mining leases by the lessees in favour of the lessors charging the assets of a

company for the due payment of rents and royalties reserved by the instrument of lease.

5. The following shall be exempt from the provisions of section 4 of the Act in so far as such provisions relate to any document publicly offering for sale—

(a) Any security issued in the Provinces of India before the 17th May 1948, and

(b) any security issued outside the Provinces of India before that date, being a security of a class of which no further issue has been made after that date by or on behalf of the same company without the consent or recognition of the Central Government.

6. The following shall be exempt from the provisions of sub-section (2) of section 5 of the Act:—

(a) Securities the issue of which has involved a contravention of sub-sections (1), (2) and (3) of section 3 or section 4 of the Act if such contravention has been condoned under the provisions of sub-section (2) of section 6 of the Act; and

(b) any security transferred by the operation of the law of inheritance or succession or by the decree of a competent court

P. C. BHATTACHARYYA,
Controller of Capital Issues.

New Delhi, the 26th January 1949

No. D. 1309-F. 1/49.—Statement of the Affairs of the Reserve Bank of India, as on the 21st January 1949.

BANKING DEPARTMENT

LIABILITIES	Rs.	ASSETS	Rs.
Capital paid up	5,00,00,000	Notes	16,58,48,000
Reserve Fund	5,00,00,000	Rupee Coin	9,34,000
Deposits:—		Subsidiary Coin	1,75,000
(a) Government:—		Bills Purchased and Discounted:—	
(1) Central Government	209,03,59,000	(a) Internal	48,83,000
(2) Other Governments	12,89,00,000	(b) External . . . . .	..
(b) Banks	62,80,28,000	(c) Government Treasury Bills	10,73,50,000
(c) Others	66,00,71,000	Balances held abroad *	242,11,98,000
Other Payable	4,03,19,000	Loans and Advances to Government	5,48,00,000
Other Liabilities	10,26,78,000	Other Loans and Advances	4,83,91,000
		Investments	91,45,10,000
		Other Assets	3,21,64,000
Rupees	375,02,53,000		375,02,53,000

* Includes Cash and Short Term Securities.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 21st day of January 1949.

ISSUE DEPARTMENT

LIABILITIES	Rs.	ASSETS	Rs.
Notes held in the Banking Department	16,58,48,000	A.—Gold Coin and Bullion:—	
Notes in circulation	1201,58,86,000	(a) Held in India	41,35,46,000
Total Notes issued	1218,17,34,000	(b) Held outside India	768,85,70,000
Total Liabilities	1218,17,34,000		810,21,16,000
		B.—Rupee Coin	44,71,13,000
		Government of India Rupee Securities	383,25,08,000
		Internal Bills of Exchange and other Commercial Paper . . . . .	..
			1218,17,34,000

Ratio of Total of A to Liabilities: 66.510 per cent.

Dated the 26th day of January 1949.

C. R. TREVOR, Dy. Governor.

K. R. K. MENON, Secy.

MINISTRY OF FINANCE (REVENUE DIVISION)

INCOME-TAX

New Delhi, the 22nd January 1940

No. 7.—The Central Government is pleased to direct that the following further amendment shall be made in the list appended to the Notification of the Government of India in the Finance Department (Revenue Division)

No. 34-Income-tax, dated the 23rd November 1946, namely:—

In the said list under the sub-head "Scientific and Industrial Research Associations" after entry No. 6, the following entry shall be inserted, namely:—

"6-A. Indian Association for the Cultivation of Science, Calcutta."

S. P. LAHIRI, Under Secy.

MINISTRY OF COMMERCE

TRADE MARKS

New Delhi, the 29th January 1940

No. 418(1)-Tr.(T.M.)/46.—In pursuance of rule 141 of Trade Marks Agents is published for general information:—

Register of Trade Marks Agents

Name	Address	Business Address	Qualifications	Date of registration
1. Anand, Ram Prashad .	Anand Villa, near Nizamuddin, Now Delhi.	....	Practising as Trade Marks & Patent Agent, Since 1923.	29th March 1944.
2. Bhatnagar, Chetanya Swaroopa'	6, Munna Lal Street, Delhi & Cawnpore Parade, Cawnpore.	....	Commerce Graduate, M. A. (Economics), Registered Accountant and Auditor.	2nd Jt 1.
3. Chakrabarti, Sailendra Nath.	76, Ramkanto Bose Street, Bagbazar, Calcutta.	C/o. Messrs Law Morris & Co., 19 Strand Road, Calcutta.	Graduate in Law, and M. Sc. (Calcutta University). Conducting Patents & Trade Marks cases since 1937.	29th July 1942.
4. Davar, Lall Singh .	15, Rowland Road, Calcutta.	C/o. L. S. Davar & Co., 1/2 Old Court House Corner, Calcutta.	Practising as an Agent since 1932 as L. S. Davar & Co., A. M. I. E. (India) Diploma of the MacLagan Engineering College, Lahore.	22nd October 1942.
5. DePenning, William Frederick.	28, Ezra Mansions, 10, Government Place East, Calcutta.	10, Government Place East, Calcutta.	Certificate of Engineering, Owens College University of Manchester, Associate member of the Chartered Institute of Civil Engineers London, and of the Institute of Structural Engineers, London. British overseas member of the Chartered Institute of Patent Agents, London, and of the Institute of Trade Marks Agents, London, British member of the Institute of Patent Attorneys of Australia, Associated with Messrs. DePenning and DePenning, Patent & Trade Marks Agents since 1922. Sole Proprietor of the firm since 1925.	23rd July 1942.
6. DePenning (Mrs.) Beryl Alice Enid.	28, Ezra Mansions, 10, Government Place East, Calcutta.	1, Government Place East Calcutta.	Assisted in the management and preparation and filing of deposit applications of the firm "DePenning & DePenning".	31. Sep. 1942.
7. DePenning, Vivian Edward.	25/26 Waterloo Street, Calcutta.	29, Waterloo Street, Calcutta.	Associated with the firm of Messrs. DePenning & DePenning. At present General Manager of Messrs. H. V. Williams & Co.	8th Aug 1.
8. Godfrey, Harry .	2-A. Mafatlal Park, War- den Road, Bombay.	C/o. Central Agency Ltd., 81, Walton Road, Bombay.	B. A. (Cantab), 12 Years business experience, General Manager for India, Burma, Ceylon of the Central Agency.	5th July 1943.
9. Gubbi, Nagoo Srinivas .	Sunny Side, Matunga, Bombay.	Fort Chambers Hamam St. Fort, Bombay.	Practising as an Agent over 15 years under Gubbi & Co., Bombay.	18th Sept. 1942.
10. Kochhar, Dewan Raj Kumar.	Niranjan Nivas, Subzi Mandi, Gujarat (Punjab)	Podar Chamber Parsi Bazar St. Fort, Bombay.	Doing Trade Marks work for last 10 years.	28th Feb. 1946.
11. Lodge, Hari Ram .	C/o. Messrs. P. Lodge & Co., 80, Clive Street, Calcutta.	C/o. Messrs. P. Lodge & Co., 80 Clive Street, Calcutta.	Associated with Messrs. P. Lodge & Co., Patent Trade Mark & Law Agent.	19th August 1943.
12. Oliver, Emile Daniel .	2-A, Theatre Road Calcutta.	C/o. Remfry & Son, Stephon House, Dalhousie Square, Calcutta.	Practising in Patent & Trade Mark since 1928. Passed examination of Trade Marks Institute (London).	20th July 1942.
13. Pai, Padubidri Sadashiv	C/o. Dr. P. Sanjiva Pai, Cooleho Street, Fulnir, Mangalore, South Kanara Dt.	Vithaldas Chamber 16, Apollo Street, Bombay.	Commerce Graduate, working as Agent over 2 years.	23rd July 1942.
14. Parmeshwar Dayal .	P. Dyal & Co., Medows House, 39 Medows St., Fort, Bombay.	P. Dayal & Co., Medows House, 39, Medows Street, Fort, Bombay.	M. A. of Delhi University.	18th April 1947.
15. Remfry, Douglas Henry .	2, Victoria Terrace, Calcutta.	Stephon House, Dalhousie Square, Calcutta.	Working with Remfry & Son from 1894—1898 and partner in charge from 1919 to date. Bachelor of Engineering, 1901.	16th July 1942.
16. Ranade, Ganesh Shivaram	Temple of Industry Girgaum, Bombay 4.	Temple of Industry Girgaum, Bombay 4.	Practising as Trade Mark Agent since 1913.	5th August 1942.
17. Ray (Mrs. Asha Lata) .	P-468, Southern Avenue, Calcutta.	P-468, Southern Avenue, Calcutta.	Graduate, working as Agent under Messrs. C. Roy & Co., for the last few years.	3rd Sept. 1942.

Name	Address	Business Address	Qualifications	Date of registration
18. Spencer, P. L.	2, Victoria Terrace, Remfry & Son, Stephen Calcutta.	House, Dalhousie Square, Calcutta.	Graduate of London University. Associated with Remfry & Son.	3rd June 1947.
19. Sinha, Ram Deni	Village Misrolha, P. O. C/o. Messis. Glove Trading Co., Park Road, Makhadumpur, District Gaya (Bihar).	P. O. Bezwada, Madras	Practising as a Trade Mark Agent since 1938.	26th Sept. 1946.
20. Swami, L. R.	Big Chetty Street, Big Chetty Street, Trichinopoly, South India.	Trichinopoly, South India.	Working as Agent for more than 10 years.	10th May 1943.
21. Sharma, Raghbar Dayal.	Village Rundhi, P. O. Barni Khera, Tahsil Palwal, District Gurgaon.	The Calcutta Trade Marks Company, near Patchpuri, Chandni Chowk, Delhi.	Working as trade mark agent for last 10 years.	20th Feb. 1943.
22. Salig Ram	4, Tarachand Dutta Street, Calcutta.	4, Tarachand Dutta, Street, Calcutta.	Practising as Patent & Trade Mark Agent for 20 years under the name of P. Lodge and Co.	9th Sept. 1942.
23. Venkataraman, Subbuswammy.	32, Thirumalai-Pillai Road, Thyagarayangar, Madras.	...	B. Sc. of Mysore University, G. D. A., R. A.	17th Jan. 1947.

No. 419(16)-Tr.(T.M.)/48.—In exercise of the powers conferred by rule 87 of the Trade Marks Rules, 1942, and in supersession of the notification of the Government of India, in the late Department of Commerce No. 419-Ind.-C (2)/42, dated the 10th June 1944, the Central Government is pleased to fix the following places as places to which the Registrar is directed to distribute the documents specified in or under the said rule, namely:—

- (1) Record Office, Egmore, Madras.
- (2) Lord Reay Industrial Museum, Reay Market Tower, Shukrawarpeth, Poona.
- (3) Trade Marks Registry, Bombay.
- (4) Office of the Director of Industries, United Provinces, Cawnpore.
- (5) Office of the Director of Industries, Patna.
- (6) Trade Marks Registry (Branch), Calcutta.
- (7) Office of the Superintendent of Industries, Delhi.

S. RANGANATHAN, Joint Secy.

EXPORT TRADE CONTROL

New Delhi, the 29th January 1949

No. 91-C.W.(1)/45.—In exercise of the powers conferred by sub-section (1) of section 3 of the Imports and Exports (Control) Act, 1947 (XVIII of 1947), the Central Government is pleased to direct that the following further

MINISTRY OF INDUSTRY AND SUPPLY

New Delhi, the 22nd January 1949

No. 15-Tex.1/49(1).—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to direct that the following amendment shall be made in the Cotton Textiles (Control of Movement) Order, 1948, contained in the notification No. 101/Tex.1/48, dated the 10th September 1948, namely:—

In clause 9 of the said Order for the words “the Central Government” the words “His Majesty” shall be substituted.

New Delhi, the 29th January 1949

No. 17/2-Tex.2/49.—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to make the following Order, namely:—

1. (1) This Order may be called the Government Contractors (Disposal of Cotton Textiles Unused Material and Rejected Stores) Order, 1949.
- (2) It extends to all the Provinces of India.
- (3) It shall come into force at once.
2. In this Order—
 - (a) “Contractor” means any person who has entered into a contract with the Central Government through the Textile Commissioner for the supply,

amendments shall be made in the Notification of the Government of India in the late Department of Commerce, No. 91-C.W.(1)/45, dated the 3rd November 1945, namely:—

In the Schedule annexed to the said notification—

In Part A—

For entry (i) of item 4 the following entry shall be substituted, namely:—

“(i) Cotton and rubberised cotton other than of indigenous manufacture.”

In Part D—

In item 42 for the words “and Manganese ore” the following words shall be substituted, namely:—
“Manganese ore and Iron ore.”

V. C. TRIVEDI, Dy. Secy.

New Delhi, the 29th January 1949

No. 73-T(7)/48.—Corrigendum.—In the Ministry of Commerce Notification No. 73-T(7)/48, dated the 22nd December 1948, published in the *Gazette of India Extraordinary*, dated the 22nd December 1948 the words ‘S. Ranganathan, Joint Secretary’ should be substituted for the words ‘S. S. Ramasubban, Secretary’.

R. DORAISWAMY, Under Secy.

manufacture, fabrication or delivery of any article,

- (b) “material” means any material supplied to a contractor by the Central Government or purchased by a contractor under the arrangements made by the Textile Commissioner for supply thereof;
- (c) “stores” means any quantity of any article which a contractor has contracted to supply, manufacture, fabricate or deliver;
- (d) “Textile Commissioner” shall have the same meaning as in the Cotton Textiles (Control) Order, 1948.

3. Save as provided in clause 7, no contractors shall sell, deliver or otherwise dispose of any stores or material in his possession except to such persons and at such prices as the Textile Commissioner may specify by order in writing.

4. Where stores tendered by a contractor in pursuance of any contract are rejected, the contractor shall within fifteen days of the date of rejection submit to the Textile Commissioner a statement containing true and accurate information in relation to such rejected stores in Form “A” appended to this Order.

5. Every contractor shall within fifteen days from the completion of his contract submit to the Textile Commissioner a statement in Form “B” appended to this Order containing true and accurate information in relation to stores and material in his possession.

Explanation.—For the purpose of this clause a contract shall be deemed to have been completed immediately the contract has been performed or broken or cancelled or replaced by a new contract.

6. Any statement submitted in pursuance of clause 4 or clause 5 shall be submitted in triplicate and shall be accompanied by three samples of each article of stores or material referred to in such statement.

7. A contractor may sell, deliver or otherwise dispose of any stores or material at any time after ninety days from the date on which any statement relating to such stores or material submitted by him in pursuance of clause 4 or clause 5 is received by the Textile Commissioner if no instructions as to the disposal of such stores or material have before the expiry of that period been received from the Textile Commissioner.

8. Where a contractor sells or delivers any stores or material in pursuance of clause 7, he shall within seven days of such sale or delivery submit to the Textile Commissioner a true and accurate statement containing the names of the persons to whom, the quantities in which, and the price at which such stores or material were sold or delivered.

9. (1) The Textile Commissioner may, fix the maximum prices, *ex-factory*, wholesale and retail, of any article of stores and materials.

(2) The Textile Commissioner may specify the markings to be made on any article of stores and materials and the time and manner of making them; and before selling any such article the contractor shall make the markings thereon in such manner as the Textile Commissioner may prescribe, provided that if a contractor is unable conveniently to make the said markings, he may apply to the Textile Commissioner, and thereupon the Textile Commissioner may, if he sees fit, on the contractor making payment for the services to be rendered at the rate of Rs. 1.4-0 per bale of 400 lbs. or Re. 1 per case of 250 lbs. of yarn or 1 per cent. of the wholesale price of any other article, direct that the markings shall be made by an officer of the office of the Textile Commissioner.

(3) A contractor shall not sell or dispose of any stores or materials until the maximum prices thereof have been fixed and the markings made in accordance with this clause.

(4) No person shall sell any stores or materials at a price exceeding the maximum price, *ex-factory*, wholesale or retail as the case may be, fixed under this clause.

(5) A court shall presume unless the contrary is proved that the markings made on any cloth or yarn in the manner specified under this clause are made in accordance with this Order and the prices so marked are the maximum prices specified under this clause.

10. The Textile Commissioner may with a view to securing compliance with this Order—

(a) require any person to give any information in his possession with respect to any business carried on by him or any other person;

(b) inspect or cause to be inspected any books or other documents belonging to or under the control of any person;

(c) enter and search, or authorise any person to enter and search, any premises and seize, or authorise any person to seize, any stores or material in respect of which he has reason to believe that a contravention of this Order has been committed.

11. The Textile Commissioner may, by a general or special order authorise any officer to exercise on his behalf all or any of his functions and powers under this Order.

12. A court trying any contravention of any of the provisions of this Order may, without prejudice to any other sentence which it may pass direct that any stores or material in respect of which it is satisfied that such contravention has occurred shall be forfeited to the Central Government.

FORM "A"

Application (to be submitted in triplicate) for disposal of stores such as cloth, yarn, etc.) manufactured against a contract with the Textile Commissioner (Central Government).

To

The Textile Commissioner,
Section
Ballard Estate, Bombay
1. Name of the Contractor
2. Texmark No. (In case the Contractor has one)
3. Address (to which disposal instructions should be directed)
4. Telephone No.
5. Description of stores:—
(a) Quality (give full description)
(b) Quantity
6. No. and Date of Purchase Order against which the stores were manufactured
7. Place of storage
8. Prices as detailed in the Purchase Order
9. State the reasons for rejection
10. State*—
(a) Quantities of yarn, cloth chemicals, dyes and other materials supplied by Government or purchased with the assistance of the Government or under purchase arrangements made by Government
(b) Balance of such material lying with you
.....

Signature,

Date 194....

(State relation with the Contractor).

*Note.—A sample of each variety of stores (1 yard full width in case of cloth, 1 knot in the case of yarn, 1 article in case of garments) should accompany each form.

FORM "B"

Application (to be submitted in triplicate) for disposal of yarn and cloth manufactured against a contract with the Textile Commissioner (Central Government).

To

The Textile Commissioner,
Section
Ballard Estate, Bombay
1. Name of the Contractor
2. Texmark (in case the Contractor has one)
3. Address (to which disposal instructions should be directed)
4. Telephone No.
5. Description of stores—
(a) Quality (give full description)
(b) Quantity
6. No. and Date of Purchase Order against which the stores were manufactured
7. Prices as detailed in the Purchase Order
8. Place of storage
9. How much of the quantity is:—
(a) Excess production beyond the yards/lbs. shown in the Purchase Order
(b) Surplus due to a reduction in requirements
10. Does the material conform in every respect to the specifications given in the Purchase Order?
11. How much of the material has been inspected and passed by the Inspection Department (give Inspection Department certificate Nos. and date)?
12. State*—
(a) Quantities of yarn, cloth, chemicals, dyes and other materials supplied by Government or purchased with the assistance of the Government or under purchase arrangements made by the Government
(b) Balance of such materials lying with you
.....

Signature,

Date 194....

(State the relation with the Contractor).

*Note.—A sample of each variety of stores (1 yard full width in case of cloth, 1 knot in the case of yarn, 1 article in case of garments) should accompany each form.

K. SEN, Dy. Secy.

Bombay, the 13th January 1949

No. 17(1)-Tex.(2)/49(i).—In exercise of the powers conferred on me by clause 9 of the Cotton Textiles (Control) Order, 1948, I hereby direct that the maximum price at which—

- (i) Starch manufactured in India may be sold shall be as specified in the schedule below; and
- (ii) starch imported from outside India may be sold shall not exceed 20 per cent above the landed cost as certified by me for this purpose.

SCHEDULE TO (i)

Maize Starch Pearl.	Rs. 35	per cwt. ex-factory.
Maize Starch Powder.	Rs. 38	Do.
Maize Starch Thin boiling	Rs. 45	Do.

Tapioca Starch.	Rs. 38	Do.
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Starch made from deteriorated Wheat Atta or other cereals:

(1) Pearl	Rs. 35	per cwt. ex-factory.
(2) Powder	Rs. 38	Do.
(3) Thin boiling	Rs. 45	Do.

No. 17(1)-Tex.(2)/49(ii).—In exercise of the powers conferred on me by clause 7 of the Cotton Textiles (Control) Order, 1948 and in supersession of the General Permit contained in the notification of the Textile Commissioner No. 21-TA/45, dated the 19th January 1946, I hereby permit any cotton textile mill or any handloom or power-loom factory or a dyeing bleaching or printing factory to purchase or otherwise acquire starch, provided however that no such mill or factory shall at any time hold stocks of starch in excess of its requirements for a period of 6 months.

No. 17(1)-Tex.(2)/49(iii).—In exercise of the powers conferred on me by clause 34 of the Cotton Textiles (Control) Order, 1948 and with the previous sanction of the Central Government I hereby authorise each of the officers specified below to exercise on my behalf the functions and powers in relation to starch under clauses 4 to 10 and 32 of the said Order—

- (1) Mr. F. A. F. Jesudian, Director
- (2) Mr. M. W. Goklany, Deputy Director
- (3) Mr. H. D. Doongaji, Assistant Director

Bombay, the 22nd January 1949

No. 32/6-Tex.2/49.—In pursuance of clauses 2C and 3(1) of the Cloth and Yarn (Export Control) Order, 1945, I hereby permit any dealer who has purchased for export to Pakistan any cloth or yarn manufactured in India and packed in any of the months of February to December 1944 (both months inclusive) to sell or agree to sell the same for export or to export the same to Pakistan notwithstanding that the same has been marked with prices or with any of the other markings specified in the Notification of the Textile Commissioner No. 80-Tex 1/48(iii), dated the 2nd August 1948 and provided the same is covered by a valid export licence issued by an Export Trade Controller before 31st December 1948 for the purposes of export to Pakistan.

Bombay, the 29th January 1949

No. 15-Tex.1/49.—In pursuance of sub-clause (i) of clause 9 of the Cotton Textiles (Control of Movement) Order, 1948, I hereby direct that the following further amendment shall be made in the Textile Commissioner's General Permit No. 1 dated the 10th September 1948 contained in the notification No. 101/19 Tex 1/48(i) dated the 10th September 1948, namely—

In paragraph 6 of the said General Permit after item No. (xxxiii) the following item shall be added, namely—

“(xxxiv) waste yarn of count below 1s”

No. 17/2-Tex.2/49(i).—In exercise of the powers conferred on me by clause 11 of the Government Contractors (Disposal of Cotton Textiles Unused Material and Rejected Stores) Order, 1949, I hereby authorise each of the officers in the Office of the Textile Commissioner specified below to discharge on my behalf all or any of my functions and powers under the said Order.

- (1) Mr. D. P. Bhandari, Deputy Textile Commissioner.
- (2) Mr. M. R. Kazimi, Director
- (3) Mr. A. R. R. Deshpande, Director.

No. 17/2-Tex.2/49(ii).—In exercise of the powers conferred on me by clause 11 of the Government Contractors (Disposal of Cotton Textiles Unused Material and Rejected Stores) Order, 1949, I hereby authorise the principal officer appointed by each Provincial Government for the administration of the textile control to discharge on my behalf the function under clause 9(1) of the said Order to specify in relation to sales made within his jurisdiction the maximum wholesale prices of cloth and yarn to which the said Order applies.

No. 17/2-Tex.2/49(iii).—In exercise of the powers conferred on me by sub-clause (2) of clause 9 of the Government Contractors (Disposal of Cotton Textiles Unused Material and Rejected Stores) Order, 1949, I hereby direct that the following markings shall be made on cloth and yarn to which the said Order applies—

- (a) The month and year of packing
- (b) The letter “G” in capital
- (c) The maximum ex-factory price specified by the Textile Commissioner.
- (d) The maximum retail price specified by the Textile Commissioner.

2 The markings shall be made—

- (a) on each piece of cloth at a distance of one yard from the end and, in the case of yarn, on a paper label to be inserted in the centre of every bundle, in letters and figures not less than $\frac{1}{2}$ in height;
- (b) on every bale or package of cloth or yarn in letters and figures not less than $\frac{1}{4}$ in height.

No. 101(26)-Tex.1/48.—In exercise of the powers conferred upon me by sub-clause (e) of clause 2 of the Cotton Textiles (Control of Movement) Order, 1948, I hereby direct that the following further amendment shall be made in the Textile Commissioner's Notification No. 101-TA/46(ii), dated the 20th July 1946, namely—

In the table appended to the said Notification after entry No. 10 the following shall be added—

- (11) All Police Officers not below the rank of a Sub-Inspector of Police working in the Special Police Establishment (Ministry of Home Affairs) at Head Office at New Delhi or at the branch Offices at Bombay, Madras or Jubbulpore.

T. P. BARAT, Textile Commissioner.

MINISTRY OF RAILWAYS

(Railway Board)

New Delhi, the 19th January 1949

No. 00166-W.—It is hereby notified for general information that the Ministry of Railways (Railway Board) have sanctioned a Reconnaissance Survey being carried out by the Agency of the East Indian Railway Administration for a Railway line on the Broad Gauge from Chopan to Mirzapur via Robertsganj, a distance of 65 miles, in continuation of the survey for a line between Pipri and Chopan sanctioned previously, vide Notification No. 00166-W, dated 17th December 1948.

The Survey will be known as Mirzapur-Chopan-Pipri Survey.

New Delhi, the 20th January 1949

No. F. (X)II-48/TX17(33).—In exercise of the powers conferred by section 4 of the Railways (Local Authorities' Taxation) Act, 1941 (XXV of 1941), the Central Government is pleased to direct that the following amendment shall be made in the notifications of the Government of India in the late Railways Department (Railway Board) No. F. 42/TX17/18(2) of 18th June 1946, No. 3672-F of 14th February 1929, No. F 43/TX/31(2) of 5th September 1945, namely—

In the said notifications for the words “Ellore” and “Cochin”, wherever they occur, the words “Eluru” and “Kakinada” shall respectively be substituted.

New Delhi, the 25th January 1949

No. 794-TG.—Whereas in the Railway Board's Notification No. 1078-T, dated 9th March 1929, General Rules were made for all railways in British India administered

by the Government and for the time being used for the public carriage of passengers, animals or goods.

And whereas the said rules were adopted by the Madras Port Trust Railway with the sanction of the Railway Board conveyed in their notification No. 1078-T, dated 26th June 1929.

And whereas in the Railway Board's notification Nos. 794-TG and 808-TG, dated 18th March and 4th May 1948, respectively, certain amendments were made in the said rules as made for railways administered by the Government.

Now, therefore, in exercise of the powers conferred by sub-section (4) of section 47 of the Indian Railways Act, 1890 (IX of 1890) and by the Notification of the Government of India in the late Department of Commerce and Industry, No. 801, dated the 24th March 1905, the Railway Board, hereby sanction the making of the said amendments in the said rules as so adopted by the said Railway.

S. S. RAMASUBBAN, Secy

MINISTRY OF HEALTH

New Delhi, the 21st January 1949

No. F. 10-10/48-MI(B).—In exercise of the powers conferred by sub-section (3) of section 94 of the Government of India Act, 1935, the Governor General is pleased to direct that the powers of the Provincial Government under the Dentists Act, 1948 (XVI of 1948), shall be exercised in the Province of Coorg by the Chief Commissioner, Coorg.

No. F. 10-10/48-MI(C).—In exercise of the powers conferred by sub-section (1) of section 32 of the Dentists Act 1948 (XVI of 1948), the Central Government is pleased to constitute a Registration Tribunal for the Province of Delhi consisting of the following three persons, namely—

1. Dr. A. P. Mathur, President of the Delhi Dental Association;
 2. Dr. C. R. Javna, Chandni Chowk, Delhi; and
 3. Major M. S. Chadha, Deputy Director of Health Services, Delhi Province
2. The Central Government is further pleased to appoint Dr. R. Krishna, Honorary General Secretary of the Delhi Provincial Branch of the All India Dental Association, as Registrar of the aforesaid Registration Tribunal, who shall also act as Secretary of the Tribunal.

No. F. 10-10/48-MI(D).—In exercise of the powers conferred by sub-section (2) of section 32 of the Dentists Act, 1948 (XVI of 1948), the Central Government is pleased to appoint the 31st day of March 1949, as the date on or before which every application for registration, which shall be accompanied by the prescribed fee of Rs. 15 (Rupees fifteen only), shall be made to the Registration Tribunal constituted for the Provinces of Delhi and Ajmer-Merwara.

No. F. 10-10/48-MI(E).—In exercise of the powers conferred by clause (b) of sub-section (2) of section 55 of the Dentists Act, 1948 (XVI of 1948), the Central Government is pleased to make the following rule, namely:—

RULE

The fee payable by every applicant for registration in the Registers of Dentists for the Provinces of Delhi and Ajmer-Merwara shall be Rs. 15 (Rupees fifteen only).

No. F. 10-10/48-MI(F).—In exercise of the power conferred by sub-section (1) of section 32 of the Dentists Act 1948 (XVI of 1948) the Central Government is pleased to constitute the Registration Tribunal for the time being for the Province of Delhi as the Registration Tribunal for the Province of Ajmer-Merwara and to appoint the Registrar for the time being of the Registration Tribunal for the Province of Delhi as the Registrar of the Registration Tribunal for the Province of Ajmer-Merwara who shall also act as the Secretary of the said Tribunal.

New Delhi, the 24th January 1949

1948, in the *Gazette of India*, Part I, dated the 1st January 1949.

In the said regulations, in regulation (4) for the figure "30", the figure, "40" shall be substituted.

J. N. SAKSENA, Under Secy.

MINISTRY OF EDUCATION

New Delhi, the 24th January 1949

No. F. 9-47/48-D.III.—The designations of the posts of the Superintendent of Education, Delhi and the Superintendent of Education, Ajmer-Merwara are hereby changed to Director of Education, Delhi Province, Delhi, and Director of Education, Ajmer-Merwara, Ajmer, respectively.

2 The designations of the posts of the Assistant Superintendent of Education, Delhi, and the Assistant Superintendent of Female Education, Delhi, are also hereby changed to the Assistant Director of Education, Delhi Province, Delhi, and the Assistant Directress of Education, Delhi Province, Delhi, respectively.

TARA CHAND, Secy.

MINISTRY OF AGRICULTURE

New Delhi, the 20th January 1949

No. F. 5-39/48-Co.—The following draft of certain rules which it is proposed to make in exercise of the powers conferred by section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (I of 1937), is published as required by the said section for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 15th February 1949.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

DRAFT RULES

1. Short title and application.—(1) These rules may be called the Castor Oil Grading and Marking Rules, 1949.

(2) They shall apply to castor oil produced in India.

2. Grade designations.—Grade designations to indicate the quality of castor oil shall be as set out in column 1 of Schedule I.

3. Definition of quality.—The quality indicated by the respective grade designations shall be as set out against each designation in columns 2 to 12 of Schedule I.

4. Grade designation marks.—(1) The grade designation mark to be used on tins of 1 gallon or 4 gallons capacity shall consist of a label of the design and colour set out in Schedule II, specifying the grade designation of the oil.

(2) The grade designation mark to be used on iron drums of 4-5 gallons, 30-35 gallons or 40-45 gallons capacity shall consist of labels bearing the design set out in Schedule III in colours prescribed for the respective grade designations in Schedule II.

5. Method of marking.—(1) The grade designation mark shall be securely affixed to each container in a manner approved by the Agricultural Marketing Adviser to the Government of India. In addition to the grade designation mark each container shall be clearly marked with such particulars and in such manner as may be specified by the aforesaid officer from time to time.

(2) An unauthorised packer may after prior approval of the Agricultural Marketing Adviser to the Government of India mark his private trade mark on a container in a manner approved by the aforesaid officer provided that the private trade mark does not represent a quality or grade of castor oil different from that indicated by the grade designation mark affixed on the container in accordance with these rules.

6. Method of packing.—(1) Only new tins of 1 gallon and 4 gallons capacity and new or second hand sound and clean drums of 4-5 gallons, 30-35 gallons and 40-45 gallons capacity shall be used for packing and these shall be securely closed and sealed in a manner approved by the Agricultural Marketing Adviser to the Government of India.

7. Arrangement for analysis.—An authorised packer shall provide and maintain a laboratory equipment and staff as approved by the Agricultural Marketing Adviser to the Government of India, for the analysis of the samples of oil graded.

No. F. 10-10/48-MI.—In exercise of the power conferred by sub-section (3) of section 20 of the Dentists Act 1948 (XVI of 1948), the Central Government is pleased to make the following amendment in the regulations published in the Government of India, Ministry of Health Notification No. F.10-10/48-MI, dated the 22nd December

SCHEDULE I

Grade designations and definition of quality of castor oil produced in India

Grade designation	Description	Physical and chemical characteristics									
		Clarity	Colour	Specific gravity at 30°/30°C	Refractive Index at 40°C	Saponification value	Iodine value	Acid value	Acetyl value	Unsaponifiable matter	Critical solution temperature in alcohol
Medicinal	The oil shall be genuine cold drawn refined product of castor seed. It shall be free from admixture with other oils of fats and also from sediment and suspended matter.	The oil shall be of such a degree of clarity as to enable Bourgeois print to be read through a 4" column of the oil taken in a 100 c.c. Nessler glass.	Not deeper than 1.0 Y in 1 cm. cell on Lovibond Tintometer scale.	0.952 to 0.958	1.470 to 1.474	177 to 184	82 to 90	Not higher than 4.0	Not less than 140	Below 0.8 per cent.	Below 0°C.
Firsts Special	The oil shall be the genuine refined product of castor seed. It shall be free from admixture with other oils, or fats and also from sediment and suspended matter.	The oil shall be of such a degree of clarity as to enable Bourgeois print to be read through a 4" column of the oil taken in a 100 c.c. Nessler glass.	Not deeper than a combination of 1.5 Y and 0.2 R in 1 cm. cell on Lovibond Tintometer scale.	0.952 to 0.958	1.470 to 1.474	177 to 184	82 to 90	Not higher than 2.0	Not less than 140	Below 0.8 per cent.	Below 0°C.
Firsts	The oil shall be the genuine refined product of castor seed. It shall be free from admixture with other oils of fats and also from sediment and suspended matter.	The oil shall be of such a degree of clarity as to enable Bourgeois print to be read through a 4" column of the oil taken in a 100 c.c. Nessler glass.	Not deeper than a combination of 4.0 Y and 0.4 R in 1 cm. cell on Lovibond Tintometer scale.	0.952 to 0.958	1.470 to 1.474	177 to 184	82 to 90	Not higher than 4.0	Not less than 140	Below 1.0 per cent.	Below 0°C.
Seconds	The oil shall be the genuine product of castor seed. It shall be free from admixture with other oils or fats and also from sediment and suspended matter.	It shall be of such a degree of clarity as to enable Bourgeois print to be read through a 1½" column of the oil taken in a 100 c.c. Nessler glass.	Not deeper than a combination of 8.0 Y and 0.8 R in 1 cm. cell on Lovibond Tintometer scale.	0.953 to 0.958	1.470 to 1.474	177 to 184	82 to 90	Not higher than 6.0	Not less than 140	Below 1.0 per cent.	...

SCHEDULE II

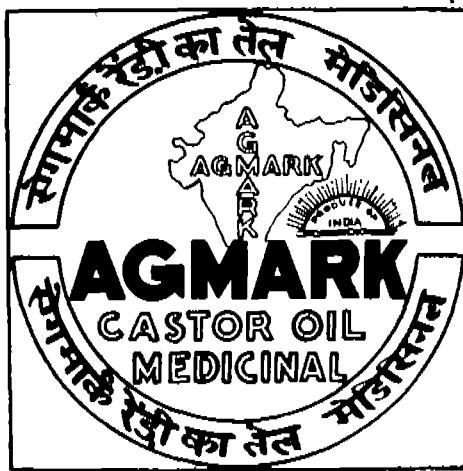
Grade designation marks* for Castor Oil

[See Rule 4(1)]

Grade designation	Design of the label	Colour of the label	Grade designation	Design of the label	Colour of the label
Medicinal			Firsts		

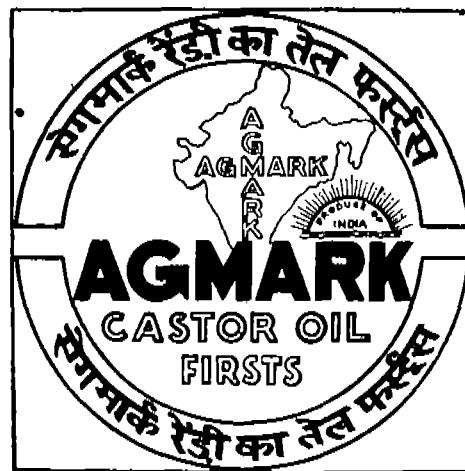
Medicinal

White



Firsts

Blue

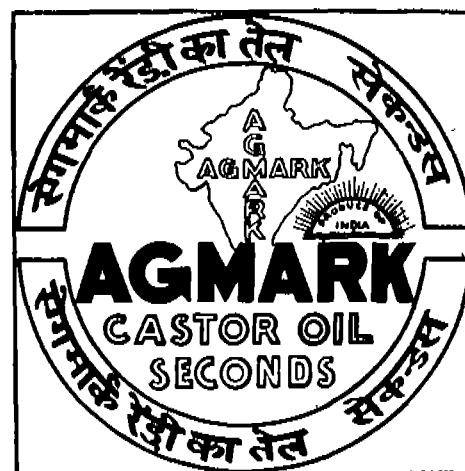
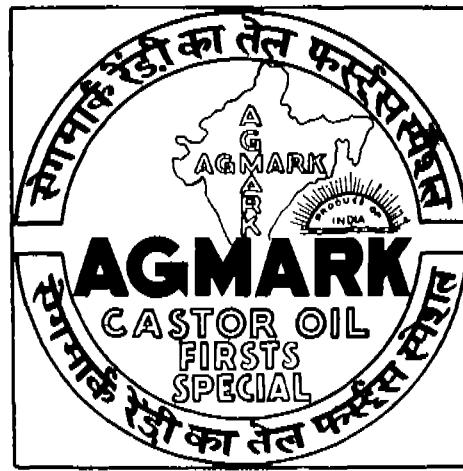


Firsts Special

Red

Seconds

Yellow

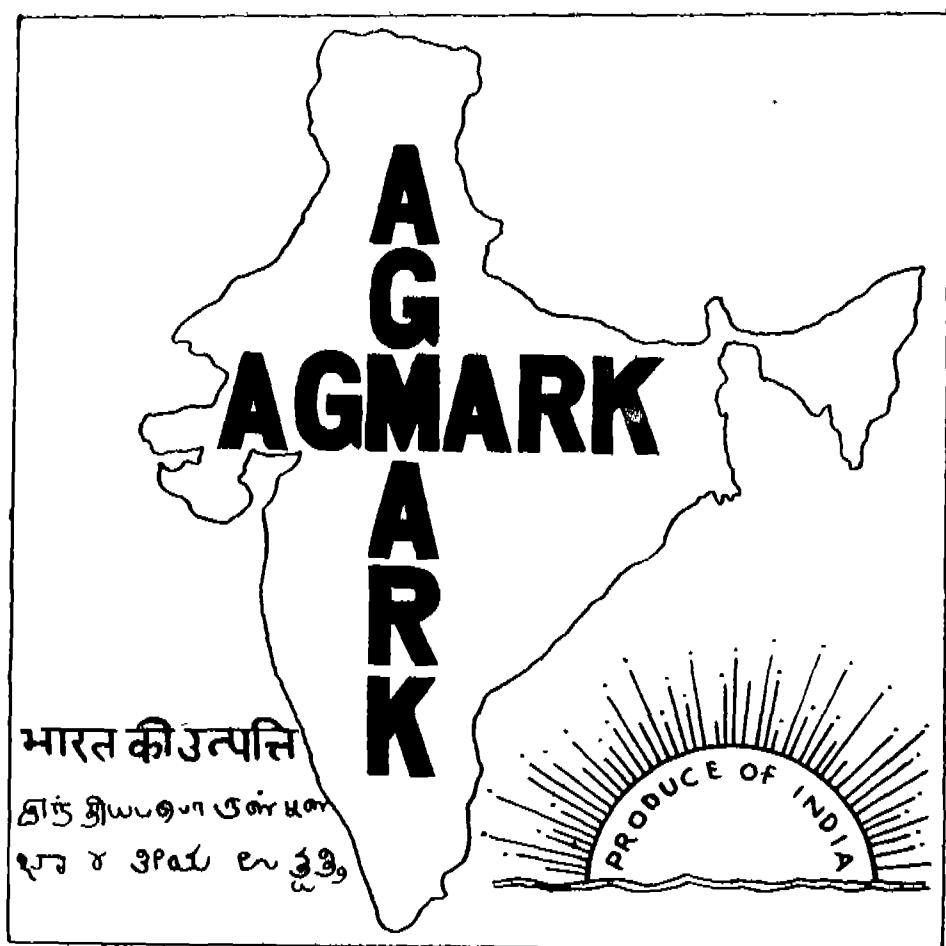


* For labels to be used on tins.

SCHEDULE III

Grade designation marks for Castor Oil*

[See Rule 4(2)]



* For tie - on - labels to be used on drums.

New Delhi, the 26th January 1949

No. F. 39-60/48-Com.—In pursuance of Bye-law XII(4) of the Bye-laws of the Indian Central Tobacco Committee the audited statement of receipts and payments of the

Committee for the financial year 1947-48, together with the auditor's report thereon are published for general information.

INDIAN CENTRAL TOBACCO COMMITTEE

Receipts and payments for the year ended 31st March 1948

	Rs. A. P.	Rs. A. P.	Rs. A. P.	Rs. A. P.
OPENING BALANCE AS AT 1ST APRIL 1947.	32,80,412 14 0			1,36,236 1 9
Less.—Refunds of Suspense amounts received during 1946-47.	606 4 0			4,05,182 6 4
		32,79,806 10 0		
GRANT FROM THE GOVERNMENT OF INDIA for 1947-1948 under Department of Education, Health and Lands' Resolution No. F. 40—26/44-A, dated 10th April 1945.	..	5,00,000 0 0	IMPROVEMENT IN MARKETING OF TOBACCO AND ITS PRODUCTS.	1,21,100 13 8
(The balance of Rs. 5,00,000 from the total sanctioned grant of Rs. 10,00,000 was received in 1948-49).			MISCELLANEOUS:	
OTHER RECEIPTS.—			Studships	8,295 14 0
(a) Sale proceeds of Farm Produce.	12,533 6 2			
(b) Grant from The Imperial Tobacco Co. Ltd. for two studentships.	13,356 8 4			
(c) Commission received on purchase of National Savings Certificates.	1,000 0 0			
(d) Security Deposit received in cash at Rajahmundry.	200 0 0			
		27,089 14 6	CASH AND OTHER BALANCE.—	
INTEREST ON INVESTMENTS.—			3 per cent. Government of India Loan, 1970—75, of the face value of Rs. 7,54,100.	7,54,100 0 0
(a) Interest received during 1947-48.	73,903 8 0		3 per cent. Government of India Loan, 1966—68, of the face value of Rs. 7,00,000	7,00,000 0 0
(b) Refund of Income-tax deducted during 1946-47.	18,319 6 0		3 per cent. Government of India Loan, 1959—61, of the face value of Rs. 5,00,000	5,00,000 0 0
		92,282 14 0	24 per cent. Government of India Loan 1948—52, of the face value of Rs. 3,94,200.	3,94,200 0 0
				23,48,300 0 0
			(Market Value of the above Securities as on 31st March 1948 was Rs. 23,48,310).	
			National Savings Certificates of the face value of Rs. 60,000.	60,000 0 0
			Imperial Bank of India, Bombay, Current Account.	7,32,519 1 5
			Cash with the Agricultural Marketing Adviser to the Government of India, New Delhi.	4,230 9 4
			Cash with The Secretary, Indian Central Tobacco Committee.	9 13 0
			Imprests:—	Rs.
			Secretary, Indian Central Tobacco Committee.	500
			Agronomist, Bidi Tobacco Research Station, Anand.	1,000
			Director, Central Tobacco Research Station, Rajahmundry.	1,000
			Chief Inspector, Tobacco Grading Scheme, Guntur.	200
				2,700 0 0
			Advances (to be adjusted).	31,47,759 7 9 80,604 11 0
TOTAL RUPEES	...	38,00,179 6 6	TOTAL RUPEES	32,28,364 2 9 38,00,179 6 6

We have examined the above Statement of Receipts and Payments of Indian Central Tobacco Committee with the Books, Accounts and Vouchers of the Committee; have obtained all the information and explanations which we have required and certify that to the best of our information and explanations received, the above Statement is a correct abstract of the figures appearing in the Books and is drawn up in conformity with the Rules and Bye-laws of Indian Central Tobacco Committee.

(Sd.) S. S. BILLIMORIA & Co.,
Registered Accountants,

Auditors.

Bombay, the

1949.

True Copy

P. W. DE SOUZA,
Superintendent,
Indian Central Tobacco Committee.

New Delhi, the 25th January 1949

No. F. 35-8/Com.48.—The following persons have been nominated by the Government of Madras to be members of the Indian Central Coconut Committee, with effect from the 1st April 1949:—

- (1) Shri Rao Bahadur K. T. Alwa, under section 4(b) of the Indian Coconut Committee Act, 1944, to represent coconut growers.
- (2) Sri B. Balaram Kurup, B.A. of the Techno-Chemical Industries Ltd., Calicut, under section 4(c) of the Indian Coconut Committee Act, 1944, to represent the Coconut Oil Industry.

S. M. SRIVASTAVA, Dy. Secy.

MINISTRY OF TRANSPORT

PORTS

New Delhi, the 25th January 1949

No. 13-P(91)/48.—In pursuance of section 9 of the Madras Port Trust Act, 1905 (Madras Act II of 1905), it is hereby notified that, in accordance with the provisions of section 13 of the said Act, Mr. B. W. Batchelor, C.B.E., has been elected by the Madras Chamber of Commerce to be a Trustee of the Port of Madras with effect from the 10th January 1949, vice Mr. R. W. Theobald resigned.

New Delhi, the 26th January 1949

No. 11-P(164)/48.—The following draft of a certain amendment to the Cochin Harbour Craft Rules, 1947 which it is proposed to make in exercise of the powers conferred by clause (k) of sub-section (1) of section 6 of the Indian Ports Act, 1908 (XV of 1908) is published, as required by sub-section (2) of the said section, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 1st March 1949.

Any objections or suggestions which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Amendment

In the said Rules, for rule 25, the following shall be substituted, namely:—

“25. Prohibition of employment of tindals and crew contravening the rules.

If, in the opinion of the Port Officer, any tindal or any member of the crew of a licensed harbour craft has contravened any of these rules, the owner of the harbour craft shall on being required so to do by the Port Officer dismiss, or suspend for such period as the Port Officer may specify in that behalf, such tindal or member of the crew from his employment.

Any action taken by the Port Officer under this rule shall be without prejudice to any other action which he may take in respect of the contravention of the rule.”

A. K. MUKHERJEA, Dy. Secy.

MINISTRY OF COMMUNICATIONS

Air Transport Licensing Board

New Delhi, the 20th January 1949

No. ATL. 4-47(48).—The Air Transport Licensing Board have revoked the Licence to operate the air transport service detailed below:—

1. **Air Route.**—Madras-Vizagapatam-Nagpur-Delhi.
2. **Number and date of Licence.**—9 of 1948, dated 27th May 1948.
3. **Name and address of Licensee.**—Jupiter Airways Limited, Acton Lodge, 11 McNicholls Road, Chetpet, Madras.
4. **Date from which revocation takes effect.**—5th January 1949.
5. **Reasons for revocation.**—(i) Failure to maintain such engineering and maintenance organisation,

as is necessary for running scheduled services on the Madras-Delhi route.

- (ii) Reduction in the number of serviceable Dakota aircraft to two only.
- (iii) General incompetency to continue operations of scheduled air services on the route without detriment to public safety.

G. P. SHAIANI,

Secretary,

Air Transport Licensing Board.

RESOLUTION

New Delhi, the 20th January 1949

No. 18-M/3-48.—In December 1945, a Planning Committee for Astronomy and Astrophysics was appointed by the Government of India for preparing post-war plans for astronomical and astrophysical observatories in India and suggesting measures for the re-organisation of the Observatory at Kodaikanal. The Committee submitted its report in 1946, which has been under consideration of the Government of India. One of the recommendations made by it was that a Standing Astronomical Advisory Committee of three official members and 4 Scientists interested in astronomy should be set up to advise Government on astronomical studies and institutions. The Government of India have examined this proposal and come to the conclusion that such a body would be of great use in the development of astronomy in the country. They are accordingly pleased to establish with immediate effect a Board designated “Standing Advisory Board for Astronomy”. The Board will consist of the following:—

- (1) Director General of Observatories.
- (2) Director of the Kodaikanal Observatory.
- (3) Director of the Nizamiah Observatory, Hyderabad.
- (4) Professor M. N. Sahu, D.Sc., F.R.S., F.N.I.
- (5) Professor D. S. Kothari, M.Sc., Ph.D., F.N.I.
- (6) Professor A. C. Bannerji, M.A., I.E.S., F.N.I.
- (7) Dr. A. L. Narayan, M.A., D.Sc., Retired Director of Kodaikanal Observatory.

2. The Board will be reconstituted after a period of three years.

3. The headquarters of the Board will be at New Delhi in the Office of the Director General of Observatories, who will make arrangements for the secretarial work of the Board. No special staff will be necessary for this work in the initial stages. The members of the Board will not be entitled to any remuneration for attending the meetings of the Board. The travelling allowance of the non-official members of the Board will be met from the Budget Grant of the India Meteorological Department.

4. The Director General of Observatories will convene meetings of the Board as and when necessary. One of the members of the Board will be elected Chairman for the first meeting at which the question of selecting a permanent Chairman will be decided.

5. Any recommendations to be made by the Board to the Government, will be made through the Director General of Observatories.

V. K. R. MENON, Secy.

MINISTRY OF LABOUR

New Delhi, the 22nd January 1949

No. LW2(12)48.—In pursuance of section 8 of the Coal Mines Labour Welfare Fund Act, 1947 (XXXII of 1947), the Central Government is pleased to appoint the Commissioner, Burdwan Division, West Bengal, as a member of the Coal Mines Labour Welfare Fund Advisory Committee constituted by the Notification of the Government of India in the Ministry of Labour No. LW3(1)47, dated the 24th May 1948, vice the Labour Commissioner, West Bengal.

S. C. AGGARWAL, Dy. Secy.

New Delhi, the 24th January 1949

No. F.A.C.-38(9).—The following draft of certain further amendments to the Indian Dock Labourers Regulations, 1948, which it is proposed to make in exercise of the powers conferred by section 5 of the Indian Dock Labourers Act, 1934 (XIX of 1934), is published, as required by section 7 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 1st May 1949.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Amendments

In the said Regulations—

- (i) In sub-regulation (8) of regulation 12, after the word "machinery" the words "and breakages of ropes, chains or other appliances used in raising or lowering persons or goods" shall be inserted.
- (ii) In clause (6) of regulation 31, for the figures and brackets "32(2)" the figures "28" shall be substituted.

II. KHANNA, Dy Secy.

New Delhi, the 25th January 1949

No. LR. 26(30).—The following draft of certain Regulations which it is proposed to make in exercise of the powers conferred by section 29 of the Indian Trade Unions Act, 1926 (XVI of 1926), is published, as required by sub-section (1) of section 30 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 30th April 1949.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

Draft Regulations

1. *Short title and application*—(i) These Regulations may be called the Indian Trade Unions Recognition (Central) Regulations, 1949.

(ii) They shall apply to trade unions consisting of workmen employed by the Central Government or by a Federal Railway or in a major port, mine or oilfield.

2. *Definitions*.—In these Regulations, unless there is anything repugnant in the subject or context—

- (a) "Act" means the Indian Trade Unions Act, 1926 (XVI of 1926);
- (b) "Court" means a Labour Court as constituted under section 28B of the Act;
- (c) "Form" means a form in the schedule to these Regulations;
- (d) "Judge" means a person appointed to a Court under section 28B of the Act;
- (e) "President" means, if the Court consists of more than one judge, the judge so designated by the Central Government, or if the court consists of only one judge, such a judge.

3. *Place and time of sittings of Court*.—The sittings of a Court shall ordinarily be held at its official headquarters between the hours of 10 A.M. and 5 P.M. on full working days and 10 A.M. and 1 P.M. on Saturdays:

Provided that the President may hold any sitting at any time and at any place outside the headquarters after giving due notice of the time and place to the parties concerned in such manner as he thinks fit.

4. *Sittings to be public*.—The sittings of a Court shall be held in public:

Provided that the President may, at any stage direct that any witness shall be examined or any sittings shall be held *in camera*.

5. *Casual vacancy in Court*.—Where a Court consists of one or more Judges, the Court may, with the consent of the parties, act notwithstanding any casual vacancy in its number and no act, proceeding on determination of the Court shall be called in question or invalidated by reason of any such vacancy.

6. *Procedure for Labour Courts*.—Any application of the nature referred to in section 28E or 28G may be sent to the Court by registered post or be presented to the Court or to the Court-clerk, authorised by the Judge in this behalf and shall be made in duplicate.

7. If on receiving the application it appears to the Court that it should be presented to another Court, the Judge shall return it to the applicant after endorsing upon it the date of the presentation and return, the reasons for returning it and the Court to which it should be presented.

8. If an application is not in order by reason of any formal defect therein the Judge may return it to the applicant for remedying the defect within a specified time.

9. If the Judge thinks that an application may be fixed for preliminary hearing, he shall cause notice in form 'A' to be served on the applicant directing him to appear before him at the time and place mentioned therein to show cause why the application may not be summarily dismissed.

10. If any of the parties applies for determining certain preliminary issues, the Judge may proceed to determine such issues after issuing notice to the opposite party.

11. If an application is not summarily dismissed, the Judge shall cause notice in form 'B' to be given to the opponent directing him to file a written statement within a specified time.

12. After all the statements required to be filed by the parties are received or after the expiry of the date for filing the statements, the Judge shall give notice in form 'C' to the parties to appear before him at such time and place as may be mentioned therein.

13. If without good cause shown, any party to a proceeding before a Court fails to attend or to be represented, the Court may proceed as if the party had duly attended or had been represented.

14. *Representation by Counsel, attorney etc.*—(1) In any proceeding before the Court, the parties may appear in person or through any other person or by a duly authorised counsel, attorney, advocate, pleader or a representative as the case may be.

(2) Every person except a counsel authorised to appear shall file a memorandum of appearance in Form 'D' signed by the person authorising him.

15. *Summons to witnesses*.—If an application is presented by any party to the proceeding for the citation of witnesses, the Court shall issue summons in Form 'E' for the appearance of such witnesses unless it considers that their appearance is not necessary for deciding the application.

16. Every summons, notice, warrant or other process, and every order or certified copy of any document shall be signed by the Judge with the date of signing and shall be sealed with the official seal of the Court.

17. The service of every summons, notice, warrant or order shall be effected by hand delivery or through registered post as may be expedient or as provided in Order V in the First Schedule to the Code of Civil Procedure, 1908 (Act V of 1908).

18. *Powers of entry and inspection*.—The President or any Judge of a Court or any person authorised in writing by the President or a Judge of a Court in this behalf may, at any time between the hours of sunrise and sunset, enter after giving reasonable notice, and office, building, factory, workshop or other place or premises whatsoever and inspect the same or interrogate any person therein in respect of anything situated therein on any matter relevant to the subject matter under consideration before the Court.

19. *Decision by majority*.—All questions arising for decision at any sitting of a Court, save where the Court consists of only one person, shall be decided by a majority of the votes of the Judges thereof (including the President) present at the sitting. In the event of any equality of votes, the President shall have a casting vote.

20. *Supply of copies of Court's order*.—The Court shall send a certified copy of an order made by it to the parties concerned, to the Central Government and to the Regis-

Registrar of Trade Unions of the province in which the head office of the registered union or association of workers is located.

21. *Correction of errors.*—The Court may correct any clerical mistake or error arising from an accidental slip or omission in its order.

22. *Memoranda of agreements to recognise a Trade Union.*—The register of memoranda of agreements referred to in sub-section (1) of section 28C shall be given in Form 'F'. As soon as possible after recording the agreement in the register, the Registrar shall intimate the fact in writing to the parties concerned together with the serial number and the date of entry in the register.

23. *Application for revocation of an agreement to recognise a Trade Union.*—The application for revocation of an agreement to recognise a Trade Union under sub-section (2) of section 28C shall be in Form 'G'. A copy of that application shall be sent by the party making the application to the other party to the agreement. Not less than seven days after receipt of such an application, the Registrar shall note in the appropriate column in the register in Form 'F' that the agreement has been revoked and intimate the fact in writing to the parties concerned together with the date on which the revocation has been noted in the register.

24. *Application to the Court for grant of recognition.*—The application to the Court for grant of recognition under sub-section (1) of section 28E shall be made by the Union in quadruplicate in Form 'H' and shall be accompanied by—

- (i) as many spare copies as the number of employers from whom recognition is sought;
- (ii) a duly attested copy of the rules of the Union as in force on the date of application;
- (iii) a duly attested copy of the certificate of registration issued under section 9;
- (iv) if the union had been a 'Registered Trade Union' as defined in clause (j) of section 2 for more than one year on the 31st day of March preceding the date of application, a duly attested copy each of the statements sent to the Registrar under sub-section (1) of section 28;
- (v) if the union has not been a 'registered trade union' as defined in clause (j) of section 2 for more than one year on the 31st day of March preceding the date of application—
 - (a) a duly authenticated statement of all its receipts and expenditure for the period of twelve months preceding the month in which the application is made, or if the union was not in existence for the twelve months, for the months during which it was in existence; and
 - (b) a duly authenticated statement of its assets and liabilities on the last day of the month preceding that in which the application is made;
- (vi) a statement containing the following particulars—
 - (a) the name of the union and the address of its registered office;
 - (b) the industry or industries from which the membership of the union is drawn and the number of members on the rolls of the union employed in the industry or each of the industries concerned as the case may be, who are not in arrears of their subscription for any period exceeding three months, on the last day of the month preceding that in which the application is made;
 - (c) the number of members industry-wise, on the rolls of the union, who are not in arrears of their subscription for any period exceeding three months, on the last day of the month preceding that in which the application is made, in the employment of the employer or each of the employers, as the case may be, from whom recognition is sought;
 - (d) the number of workers, industry-wise whether members of the Union or not, in the employ-

ment of the employer or each of the employers, as the case may be, from whom recognition is sought, on the last day of the month preceding that in which the application is made (if the actual numbers are not known approximate numbers as far as are known to the union may be given); and

(vii) a brief factual account of the efforts made by the union in the direction of achieving recognition by agreement with the employer and the results obtained, together with attested copies of relevant correspondence and documents. (if any).

25. *Record of Court's orders relating to the grant and withdrawal of recognition.*—The Registrar shall record the order made by the Court under sub-section (5) of section 28E in the register maintained in Form 'J'. The Registrar shall also cancel the relevant entries in the register in Form 'J' on receipt of an order of a Court withdrawing recognition of a Union under sub-section (8) of section 28G.

26. The notice to be served on a Trade Union under sub-section (2) of section 28G, shall be in Form "K".

27. For the purpose of sub-section (4) of section 28E the proportion of the number of workers referred to in clause (b) of section 28D who are members of the trade union and are not in arrears of their subscription for any period exceeding three months, to the total number of such workmen shall be as prescribed in the following statement:

(1)	(2)
Total number of workmen.	Membership of the union compared to the total number of workmen expressed as a percentage.
Up to 1,000	... 33½
1,000 and above but less than 2,500	... 25
2,500 and above but less than 5,000	... 20
5,000 and above but less than 10,000	... 15
10,000 and above but less than 25,000	... 12½
25,000 and above.	... 10

28. Every recognised trade union shall, on or before the 20th day of every month, forward by a registered letter or present in person to the Registrar of the Trade Unions for the province in which the headquarters of the union is located, a return in Form "L" giving the prescribed information for the previous month.

SCHEDULE
FORM 'A'
(Notice of Preliminary hearing)
In the Labour Court at.....
No.....of 19.....
In the matter of

NOTICE

Please take notice that the above matter will be taken up for hearing before me at on in . You are hereby required to appear in person or through any other person or by a duly authorised counsel, advocate, attorney, pleader or a representative, as the case may be, at the aforesaid time and place and to show cause, if any, why the above matter should not be summarily dismissed.

Seal.

No.

Office of the Labour Court

day of..... 19.....

Judge,
Labour Court.

To

FORM 'B'

(Notice to file written statement)

In the Labour Court at

Application No. of 19....

under your control and in any way relating to the matter in dispute and witnesses, if any.

Seal.

Judge,

Labour Court.

(1)

Address—

Applicant(s).

No.

Office of the Labour Court

day of 19....

versus

To

(2)

Address—

Opponent(s).

FORM 'D'

(Memorandum of Appearance)

In the Labour Court at

Application No. of 19....

In the matter of

Address—

I/We have appointed Mr. to appear for me/us in the above matter.

Dated this day of 19 ..

Seal.

Judge,

Labour Court.

Signature(s) of the employer or
duly authorised representative(s)
of the union.

Accepted

(Signature)

No.

Office of the Labour Court

day of 19....

To

FORM 'E'

(Summons to Witness)

SUMMONS

In the Labour Court at

Whereas an application for recognition/withdrawal of recognition of Union/Association has been filed before this Court under section 28E/28G of the Indian Trade Unions Act, 1926 (XVI of 1926), as subsequently amended, you are hereby summoned to appear before this Court in person on the day of Nineteen hundred and at O'Clock in the noon to answer all material questions relating to the said dispute and you are directed to produce on that day all the books, papers and other documents and things in your possession or under your control in any way relating to the matters in dispute before this Court.

Seal.

Office of the Labour Court

day of 19....

Judge,

Labour Court.

To

.....
.....**FORM 'C'**

(Notice of Hearing)

In the Labour Court at

Application No. of 19....

In the matter of

NOTICE

Whereas the above matter has been admitted to the file please take notice that the said matter will be taken up for hearing at or at such time immediately thereafter according to the convenience of the Court on in You are hereby required to appear in person or through any other person or by a duly authorised counsel, advocate, attorney, pleader or a representative, as the case may be at the aforesaid time and place and to continue to remain present until the said matter has been finally disposed of and to produce before the said Court on those days all books, documents, etc., which may be in your possession or

FORM 'F'

Register of Memoranda of Agreements to recognise Trade Unions

Serial No.	Date of receipt in the Court	Place of agreement	Date of agreement	Parties to the agreement and name of representative		Conditions if any to which the agreement is subject	Period if any for which the agreement is valid	Reference to the file in which the agreement has been recorded in the office of the Registrar	Signature of the Registrar	Revoked	On application from	On (date)	Signature of the Registrar
				Workmen	Employers								

FORM 'G'

* Application for revocation of an agreement to recognise a Trade Union under sub-section (2) of section 28-C

To

The Registrar of Trade Unions

.....
.....

Dated..... 194

I/We, the undersigned on behalf of..... hereby request that the agreement for the recognition of..... Union/Association bearing of..... serial number..... dated..... in the Register of memoranda of agreements to recognise Trade Unions, may be revoked for the reason(s) stated below.....
.....
.....
.....
.....
.....
.....
.....

*[2. This application is made in pursuance of a resolution (copy enclosed) adopted unanimously/by a majority at a meeting of the general/executive body of the Union/Association held on the..... day of..... nineteen hundred and..... at..... under the chairmanship of.....].

Signature
Name and Designation.

Signature
Name and Designation.

*To be filled in only when the application is made on behalf of a Union/Association.

FORM 'H'

Application for grant of recognition by a Labour Court under section 28-E

To

The Labour Court,

.....
Dated the 194

WHEREAS attempts to secure recognition of the Union/Association by agreement have not proved successful; and

WHEREAS three months have elapsed since the application for recognition of the union was made to the employer(s);

I/We, on behalf of..... Union/Association hereby apply for an order directing the employer(s) to recognise the Union/Association.

The employer/employers concerned is/are:—
(name and address.....
of the employer or.....
employers as the case may be.....).

The particulars prescribed under regulation 24 together with the required number of spare copies of this application (with enclosures) are appended.

This application is made in pursuance of a resolution (copy enclosed) adopted unanimously/by a majority at a meeting of the general/executive body of the Union/Association held on the..... under the chairmanship of.....

Signature
Name and Designation.

Signature
Name and Designation.

FORM 'I'

Record of Labour Court's Orders relating to grant of and withdrawal of Recognition.

(Form of register for recording orders for recognition of the Labour Court).

Order made by the Labour Court at
Number and date of the order

Date of receipt of the order.....

Name of the Trade Union which has been granted recognition by the Order

Name(s) of the employer/ employers who has/have been directed to recognise the trade union.

(Registrar of Trade Unions for the Province of).

FORM 'K'

Notice to Trade Union under sub-section (2) of Section 28-G

In the Labour Court at.....

No. Dated the

WHEREAS the Register of Trade Union..... has applied to this Court for withdrawal of recognition of..... Union/Association for the reason(s) stated below:—

You are hereby required to file a written statement (in quadruplicate), on or before the day of nineteen hundred and showing cause why the recognition should not be withdrawn.

The time and place of hearing will be announced/intimated later.

Judge,
Labour Court

T_0

Three horizontal dotted lines of varying lengths are positioned at different heights on a white background. The top line is the longest, followed by the middle line, and the bottom line is the shortest.

FORM 'L'

(Return to be forwarded to the Registrar of Trade Unions for the Province of.....).

(1) Name of the Union.....
(2) Address,
(3) Registration: No.....

Date of.....

(4) Name(s) of the employer/employers by whom recognised.....

Date,.....

Signature of President/Secretary.
Union

*If the union has been recognised by different employers on different dates.

K. N. SUBRAMANIAN, Joint Secy. *

Membership in
the employ of
the employer Total

Number of members as at the beginning of the month.	...	...
Number of members who joined during the month.	...	...
Number of persons who have ceased to be members during the month	...	...
Number of members at the end of the month	...	...

(7) Rate or rates of subscription.....

(8) Subscription collected during the month—

(9) The Date on which the meeting of the executive committee was last held.....

(10) Interval(s) at which a meeting of the executive committee is required to be held according to the constitution

Date.....

Signature of President/Secretary.
Union

*If the union has been recognised by different employers on different dates.